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PTO/SB/21 (04-04)

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| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/057,339 |
| | Filing Date | January 25, 2002 |
| | First Named Inventor | T. Kosoglou et al. |
| | Art Unit | 1617 |
| | Examiner Name | Shobha Kantamneni |
| Total Number of Pages in This Submission | Attorney Docket Number | (CV01490K US) 4686-050450 |

ENCLOSURES (Check all that apply)

| | | |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition to Reinstate <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance communication To Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board Of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) |
| Remarks Non-Patent Literature Documents – 3 cited references | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|-------------------------------|----------------|
| Firm Or Individual name | Ann M. Cannoni |
| Signature | |
| Date | April 12, 2007 |

CERTIFICATE OF TRANSMISSION/MAILING

| | | | |
|---|-----------------|------|----------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Typed or printed name | Melissa A. Wyke | | |
| Signature | | Date | April 12, 2007 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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{W0352146.1}



Application No. 10/057,339
Filing Date: January 25, 2002
Paper Dated: April 12, 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | | |
|-------------|--|---|-----------------|-------------------|
| Applicants: | T. Kosoglou et al. | : | Group Art Unit: | 1617 |
| Appl. No.: | 10/057,339 | : | Examiner: | Shobha Kantamneni |
| Filed: | January 25, 2002 | : | Case No.: | CV01490K US |
| For: | Combinations of Sterol Absorption | : | | |
| | Inhibitor(s) with Cardiovascular | : | | |
| | Agent(s) for the Treatment of Vascular | : | | |
| | Conditions | : | | |

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the following be considered and made of record, as well as the documents listed on the accompanying PTO Form SB/08A and SB/08B.

The commissioner is authorized to charge Deposit Account 23-0650 for any additional fees deemed necessary for consideration and entry of this Information Disclosure Statement into the file record.

(a) Pursuant to the duty of disclosure under 37 C.F.R. §1.56, it is requested that the documents listed on the accompanying Form SB/08A and SB/08B be considered and made of record in the above-identified patent application. Copy(ies) of these documents, along with a partial English translation ☒ are enclosed ☐ were filed in related U.S. Application No(s) _____ filed _____, respectively.

(b) No fee is believed to be due because:

- ☐ This Information Disclosure Statement is being submitted concurrently with the filing of the above-identified application; or
- ☐ This Information Disclosure Statement is being submitted within three (3) months of the filing date of the above-identified application; or
- ☐ This Information Disclosure Statement is being submitted concurrently with a Request for Continued Examination (RCE); or
- ☒ This Information Disclosure Statement is being submitted prior to the mailing of a first Office Action on the merits.

(c) ☐ This Information Disclosure Statement is being submitted before the mailing date of any final action, notice of allowance, or an action that otherwise closes prosecution; and:


- ☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; or

- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c), more than three months prior to the filing of this Information Disclosure Statement; **or**
- ☐ The Commissioner is hereby authorized to charge the requisite fee listed on the attached Fee Transmittal Sheet.
- (d) ☐ This Information Disclosure Statement is being submitted on or before the payment of the issue fee; and:
- ☐ Each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement; **or**
- ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in § 1.56(c), more than three months prior to the filing of this Information Disclosure Statement; **and**
- ☐ The Commissioner is hereby authorized to charge the requisite fee listed on the attached Fee Transmittal Sheet.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 23-0650.

Respectfully submitted,

THE WEBB LAW FIRM

Dated: **April 12, 2007**
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436 Seventh Avenue
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PTO/SB/08B (09-06)
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|--|---|-----------------------------|--------------------|-------------------------------|---------------------------|
| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | Complete if Known | | | |
| | | Application Number | 10/057,339 | | |
| | | Filing Date | January 25, 2002 | | |
| | | First Named Inventor | T. Kosoglou et al. | | |
| | | Art Unit | 1617 | | |
| | | Examiner Name | Shobha Kantamneni | | |
| Sheet | 2 | of | 2 | Attorney Docket Number | (CV01490K US) 4686-050450 |

| NON PATENT LITERATURE DOCUMENTS | | | |
|---------------------------------|-----------------------|---|----------------|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | 1 | M.D. Mashkovsky, "Lekarstvennye sredstva", Moscow, 2001, part 1, pp. 455-466 | |
| | 2 | D.A. Charkevit'ch "farmacolgya", Moscow, publ. "Medicina", 1987, pp. 47-48 | |
| | 3 | V.G. Belikov, "Farmacvtit'cheskaya chimia", Moscow, publ. "Vysshaya shkola", 1993, vol. 1, pp. 43-47 | |
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| Examiner Signature | | Date Considered | |
|---------------------------|--|------------------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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